

# UNITED STATES DISTRICT COURT

for the  
Eastern District of Washington

David Nicolas Ybarra,

\_\_\_\_\_  
*Plaintiff*

v.

Commissioner of Social Security,

\_\_\_\_\_  
*Defendant*

)  
)  
) Civil Action No. 4:16-cv-05012-FVS  
)  
)

## JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the plaintiff (*name*) \_\_\_\_\_ recover from the  
defendant (*name*) \_\_\_\_\_ the amount of  
\_\_\_\_\_ dollars (\$ \_\_\_\_\_), which includes prejudgment  
interest at the rate of \_\_\_\_\_ %, plus post judgment interest at the rate of \_\_\_\_\_ % per annum, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) \_\_\_\_\_  
\_\_\_\_\_ recover costs from the plaintiff (*name*) \_\_\_\_\_  
\_\_\_\_\_.

☒ other: Report and Recommendation, ECF No. 19, is ADOPTED in its entirety.  
Plaintiff's Motion for Summary Judgment, ECF No. 13, is DENIED.  
Defendant's Motion for Summary Judgment, ECF No. 15, is GRANTED  
Judgment is entered for Defendant.

This action was (*check one*):

☐ tried by a jury with Judge \_\_\_\_\_ presiding, and the jury has  
rendered a verdict.

☐ tried by Judge \_\_\_\_\_ without a jury and the above decision  
was reached.

☒ decided by Judge FRED VAN SICKLE \_\_\_\_\_ on a

Report and Recommendation to Deny Plaintiff's Motion for Summary Judgment and to Grant Defendant's Motion  
for Summary Judgment, ECF No. 19.

Date: 07/10/2017 \_\_\_\_\_

CLERK OF COURT

SEAN F. McAVOY  
\_\_\_\_\_

s/ Allison Yates  
\_\_\_\_\_

(By) Deputy Clerk

Allison Yates  
\_\_\_\_\_